

1 PHILLIP A. TALBERT
United States Attorney
2 MATHEW W. PILE, WSBN 32245
Associate General Counsel
3 Office of Program Litigation, Office 7
Social Security Administration
4 ERIN A. JURRENS, MO 61402
Special Assistant United States Attorney
5 Office of the General Counsel
6 Social Security Administration
7 6401 Security Boulevard
Baltimore, MD 21235
8 Telephone: (877) 833-2445
E-Mail: Erin.Jurrens@ssa.gov
9 Attorneys for Defendant

10
11 **UNITED STATES DISTRICT COURT**
12 **EASTERN DISTRICT OF CALIFORNIA**

13
14 VARUSKA LAVETTE GRAY,) CIVIL NO. 2:23-cv-02507-AC
Plaintiff,)
15 v.) **STIPULATION TO VOLUNTARY**
Commissioner of Social Security,) **REMAND PURSUANT TO SENTENCE**
16 Defendant.) **FOUR OF 42 U.S.C. § 405(g) AND TO**
17) **ENTRY OF JUDGMENT; [PROPOSED]**
18) **ORDER**
19)

20 IT IS STIPULATED by and between Plaintiff (“Plaintiff”) and Defendant Kilolo
21 Kijakazi, Acting Commissioner of Social Security (“Defendant”), through their undersigned
22 counsel of record, that the above-entitled action shall be remanded to the Commissioner of
23 Social Security for further administrative proceedings.

24 Upon remand, the Appeals Council will remand the case to an Administrative Law
25 Judge (ALJ) for a new decision, and instruct the ALJ to re-evaluate the evidence of record. The
26 parties further request that the Court direct the Clerk of the Court to enter a final judgment in
27 favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.
28

1 This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the
2 Social Security Act, 42 U.S.C. 405(g).

3
4 Dated: February 22, 2024

/s/ Francesco P. Benavides*

FRANCESCO P. BENAVIDES

Attorney for Plaintiff

*Authorized via e-mail on February 22, 2024

PHILLIP A. TALBERT

United States Attorney

MATHEW W. PILE

Associate General Counsel

Social Security Administration

By: /s/ Erin A. Jurrens

ERIN A. JURRENS


Special Assistant U.S. Attorney

Attorneys for Defendant

17 **[PROPOSED] ORDER**

18 Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of
19 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand"), and for cause shown,
20 **IT IS ORDERED** that the above-captioned action is remanded to the Commissioner of Social
21 Security for further proceedings pursuant to the fourth sentence of Section 205(g) of the Social
22 Security Act, 42 U.S.C. 405(g).

23
24 DATED: February 22, 2024


ALLISON CLAIRE
UNITED STATES MAGISTRATE JUDGE